

Please type a plus sign (+) inside this box ➔



PTO/58/29 (12-97)

Approved for use through 9/30/2000. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**CONTINUED PROSECUTION APPLICATION (CPA)
REQUEST TRANSMITTAL**

*Submit an original, and a duplicate for fee processing.
Only for Continuation or Divisional applications under 37 CFR 1.53(d))*

CONTINUED PROSECUTION APPLICATION (CPA)
REQUEST TRANSMITTAL

Submit an original, and a duplicate for fee processing.
(Only for Continuation or Divisional applications under 37 CFR 1.53(d))

Address to: Assistant Commissioner of Patents Box CPA Washington, DC 20231	Attorney Docket No.	0146-2003
	First Named Inventor	David H. Farb
	Express Mail Label No.	EJ386267465US
	Total Pages	37

This is a request for a X continuation or divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application number 08/896,802, filed on July 18, 1997, entitled AN IMPROVED METHOD FOR DETECTING NUCLEIC ACID.

NOTES

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either (1) complete as defined by 37 CFR 1.51(b) and filed on or after June 8, 1995, or (2) the national stage of an international application in compliance with 35 U.S.C. 371 and filed on or after June 8, 1995.

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR 1.78(a).

1. Enter the unentered amendment previously filed on _____ under 37 CFR 1.116 in the prior nonprovisional application.

2. X A preliminary amendment is enclosed.

3. This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d).
 a. **DELETE** the following inventor(s) named in the prior nonprovisional application:

4. The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
 A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.

5. Information Disclosure Statement (IDS) is enclosed:
 a. PTO-1449
 b. Copies of IDS citations

RECEIVED
JAN 15 2000
U.S. PATENT AND TRADEMARK OFFICE
MAIL ROOM
TC 1600
MAR 18 2000
U.S. PATENT AND TRADEMARK OFFICE
MAIL ROOM
TC 1600
0002/50/T

CLAIMS	FOR	NUMBER FILED	NUMBER EXTRA	RATE	CALCULATION
	TOTAL CLAIMS	15-20 =	0	X 18	0
	INDEPENDENT	5-3=	2	X 78	156
	MULTIPLE DEPENDENT CLAIMS		260		
			BASIC FEE		760
			SUBTOTAL		916
	Reduction by 50% for filing by small entity				
	TOTAL =				458

6. Small entity status:
a. A small entity statement is enclosed.
b. A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
c. Is no longer claimed.
7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 06-0130.
a. Fees required under 37 CFR 1.16.
b. Fees required under 37 CFR 1.17.
c. Fees required under 37 CFR 1.18.
8. A check in the amount of \$458.00 is enclosed.
9. Other: _____

NOTE: The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.

10. NEW CORRESPONDENCE ADDRESS

NAME				
ADDRESS				
CITY		STATE		ZIP CODE
COUNTRY		TELEPHONE		FAX

11. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

NAME	Kevin M. Farrell
SIGNATURE	
DATE	12/30/00

01301ARC12003.CPA

RECEIVED
JAN - 6 2001
TC 1600 MAIL ROOM